

brief and is in opposition to Defendants' Motion for Summary Judgment. Plaintiff fears this mislabeling misguided the Court as to the relief requested.

3. A surreply is necessary to clarify the law regarding the statute of limitations defense relied upon by Defendants. In their reply brief, Defendants argued that despite their payments to Getronics in 2003, they contested the amounts owed to Getronics. Defendants assert that their contesting the amounts owed prevents the restarting of the limitations period. A surreply is necessary because Defendants' unequivocal acknowledgements of their debts to Getronics is sufficient under the case law to restart the limitations period, even though they contested the amounts claimed by Getronics. The surreply will afford the Court with a more complete view of the law regarding acknowledgements of debts and their effect on statutes of limitations.

4. A surreply is also necessary to clarify for the Court that Getronics' Exchange Rate Claim accrued in 2002-2003, when Defendants made payments to Getronics, and applied a currency conversion rate other than the one required by the License Agreements.

5. Finally, the proposed surreply will clarify the effect of the competent authority disposition as it relates to Defendants' affirmative defense that their breaches of the License Agreements should be excused.

6. Counsel for Defendants assents to the relief requested herein, namely, for the Court to accept Plaintiff's surreply.

WHEREFORE, Getronics respectfully requests that this Court reconsider its order denying Plaintiff leave to file a short surreply.²

² After Plaintiff filed its assented-to motion for leave to file a surreply but before the Court's March 7, 2006 order, Plaintiff electronically filed its surreply.

Respectfully submitted,

GETRONICSWANG CO., LLC

By its attorneys,

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Date: March 9, 2006

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CERTIFICATE OF SERVICE

I, Maria E. Recalde, hereby certify that the foregoing Motion for Reconsideration was served on Robert P. Sherman, Esq. and Bruce S. Barnett, Esq., DLA Piper Rudnick Gray Cary LLP, One International Place, Boston, Massachusetts 02110, robert.sherman@dlapiper.com and bruce.barnett@dlapiper.com through Electronic Case Filing, this 28th day of February, 2006.

/s/ Maria E. Recalde
Maria E. Recalde